

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q51505

Masahiko, DOHI, et al.

Appln. No.: 09/125,814

Group Art Unit: 1617

Confirmation No.: 8214

Examiner: Shenguin Wang

Filed: August 26, 1998

For: POWDERY COMPOSITION FOR NASAL ADMINISTRATION

STATEMENT OF SUBSTANCE OF INTERVIEWS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interviews conducted on February 13, 2004 and March 1, 2004:

REMARKS

During the interviews, the following was discussed:

1. Brief description of exhibits or demonstration: None
2. Identification of claims discussed: all pending claims
3. Identification of art discussed: Suzuki et al.
4. Identification of principal proposed amendments: None
5. Brief Identification of principal arguments: Applicants argued against a *prima facie* case of obviousness that the prior art does not teach or suggest the composition of the present invention, and that the present invention provides unexpected results. The evidence of record (132 Declarations previously submitted) was discussed in detail.
6. Indication of other pertinent matters discussed: None

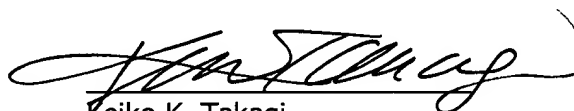
STATEMENT OF SUBSTANCE OF INTERVIEW
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Attorney Docket Q51505

7. Results of Interviews: The Examiner indicated that the 132 Declaration submitted on October 22, 2001 shows that a certain sequence provides a composition having more drug adhered on the water-absorbing and water-insoluble base than on a water-absorbing and gel-forming base and that the composition provides unexpected results. Accordingly, the Examiner indicated that claim 52 was allowable.

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,



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23373

CUSTOMER NUMBER

Date: March 3, 2004